

01-14-05

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<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>			Docket No. 15499.443.5	
Applicant(s): Ashby, et al.				

Application No. 10/821,566	Filing Date 04/09/2004	Examiner Unknown	Customer No. 022913	Group Art Unit 3637
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Invention: TABLE



I hereby certify that the following correspondence:

Transmittal Letter (2 pgs, in triplicate); Information Disclosure Statement (3 pgs); Form PTO-1449 Listing all Cited References (2 pgs); postcard; and Certificate of Express Mailing Label No. EV 565 664 714 US

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is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

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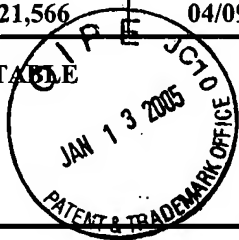
**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
15499.443.5

In Re Application Of: Ashby, et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/821,566	04/09/2004	Unknown	022913	3637	1279

Title: TABLE



Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

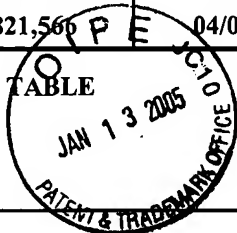
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Title: TABLE



**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 23-3178 as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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01/ 13 /05

(Date)

Signature of Person Mailing Correspondence

Chris A. Jensen

Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

Signature

Dated: January 11, 2005.

**RICHARD C. GILMORE**

Attorney for Applicant

Registration No. 37,335

Customer No. 022913

CC:



PATENT APPLICATION  
Docket No: 15499.443.5

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Ashby, et al.	)	
		)	
Serial No.:	10/821,566	)	Art Unit
		)	3637
Filed:	April 9, 2004	)	
		)	
Confirmation No.:	1279	)	
		)	
Title:	TABLE	)	
		)	
Examiner:	Unknown	)	
		)	
Customer No.:	022,913	)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR § 1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please find, pursuant to 37 C.F.R. § 1.98 (a) (1), enclosed Form PTO-1449 that contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56 (c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 37 C.F.R. §§ 102 or 103, the enclosed list of references is disclosed to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Pursuant to 37 C.F.R. § 1.97 (g) and (h), Applicant makes no representation that a search has been made or that the information cited is considered to be material to patentability.

Appl. No. : 10/821,566  
Filed : April 9, 2004

Additionally, Applicant makes no representation regarding the completeness of this list nor represents that other art does not exist.

Applicant has listed publication dates on the attached Form PTO-1449 based on information that is presently available to the undersigned attorney of record. The listed publication dates, however, should not be construed as an admission that the references were actually published on the dates indicated and Applicant reserves the right to establish that the actual publication dates of any of these references.

Applicant also reserves the right to establish patentability of the claimed invention over any of the listed references, and/or to prove that any of the listed references are not prior art, and/or to prove that any of the listed references do not enable or otherwise teach, suggest or disclose the claimed invention.

In accordance with United States Patent and Trademark Office OG Notice dated August 5, 2003, which waived the requirement under 37 C.F.R. § 1.98 (a) (2) (i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, a copy of listed U.S. patents and U.S. patent application publications is not enclosed. A copy of listed foreign patent documents and non-patent literature or relevant portion thereof is enclosed in accordance with 37 C.F.R. § 1.98 (a) (2).

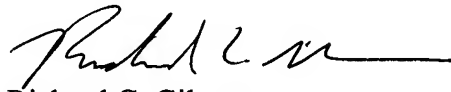
In accordance with 37 C.F.R. § 1.98 (c), all English translations within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56 (c) of each non-English reference, if any, are also enclosed.

Appl. No. : 10/821,566  
Filed : April 9, 2004

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency or credit any overpayment to our Deposit Account No. 23-3178 in connection with filing this document and any other documents filed herewith.

DATED this 11 day of January, 2005..

Respectfully submitted,



Richard C. Gilmore  
Attorney for Applicant  
Registration No. 37,335

**CUSTOMER NO.: 022,913**

Applicant: Ashby, et al.

Serial No.: 10/821,566

Att'y Docket No.: 15499.443.5

Filing Date: April 9, 2004

Group: 3637

For: TABLE

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANTU.S. Patent Documents

<u>Examiner Initial*</u>	<u>Document Number</u>	<u>Issue Date</u>	<u>Name</u>
___ 1	D362,983	10/1995	Magnusson
___ 2	D376,712	12/1996	Mezger
___ 3	D444,001	06/2001	Minami
___ 4	D448,216	09/2001	Kolberg
___ 5	D455,918	04/2002	Moore
___ 6	D463,164	09/2002	Davis
___ 7	D463,695	10/2002	Patik
___ 8	D465,359	11/2002	Kolberg
___ 9	D486, 329	02/2004	Strong, et al.

Foreign Patent Documents

<u>Examiner Initial*</u>	<u>Document Number</u>	<u>Publication Date</u>	<u>Country or Patent Office</u>
NONE			

Other Documents

(including author, title, pertinent pages, etc.)

Examiner

Initial\*

NONE

Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.